

PROOF OF SERVICE

Case No. 09-00606 LCK

TO PROCESS SERVER: You are to serve the summons and complaint not later than 91 days from the date of filing or the date of expiration on the order for second summons. You must make and file your return with the court clerk. If you are unable to complete service you must return this original and all copies to the court clerk.

CERTIFICATE/AFFIDAVIT OF SERVICE/NON-SERVICE

☐ OFFICER CERTIFICATE

OR

☒ AFFIDAVIT OF PROCESS SERVER

I certify that I am a sheriff, deputy sheriff, bailiff, appointed court officer, or attorney for a party (MCR 2.104[A][2]), and that: (notarization not required)

Being first duly sworn, I state that I am a legally competent adult who is not a party or an officer of a corporate party, and that: (notarization required)

- ☒ I served personally a copy of the summons and complaint,
☐ I served by registered or certified mail (copy of return receipt attached) a copy of the summons and complaint, together with SEE ATTACHED LIST
List all documents served with this Summons and Complaint

Defendant's name	Complete address(es) of service	Day, date, time
REAGENT MICHAEL MURLOCK	4960 TOWNE CENTRE RD, SAG, MI 48060	FRI - 8/7/09 - 12:55 PM
SAG SH-BB, L.L.C.		

- ☐ I have personally attempted to serve the summons and complaint, together with any attachments on the following defendant(s) and have been unable to complete service.

Defendant's name	Complete address(es) of service	Day, date, time

A TRUE COPY
 Susan Kattenback LCK

Service fee	Miles traveled	Mileage fee	Total fee
\$29.61	.9	\$.74	\$30.35

Signature Thomas R. Call Jr.
 Name (type or print) THOMAS R. CALL JR. - PRES, CALLISON, L.L.C.
 Title PROCESS SERVER

Subscribed and sworn to before me on 8/7/09, Bay (Chilingme Square) County, Michigan.
 My commission expires: 5/29/12 Date Signature: Susan E. Stubbs
 Notary public, State of Michigan, County of Bay Deputy court clerk/Notary public SUSAN E. STUBBS

ACKNOWLEDGMENT OF SERVICE

I acknowledge that I have received service of the summons and complaint, together with SEE ATTACHED LIST OF Attachments
 on FRI - 8/7/09 - 12:55 PM Day, date, time
X [Signature] on behalf of SAG SH-BB, L.L.C.
 Signature

**STATE OF MICHIGAN
JUDICIAL DISTRICT
10th JUDICIAL CIRCUIT
COUNTY PROBATE**

SUMMONS AND COMPLAINT

CASE NO.

09-

CK 4

006061

Court address 111 S. Michigan Avenue, Saginaw, MI 48602

Court telephone no. (989) 760-5251

Plaintiff name(s), address(es), and telephone no(s).

LBUBS 2007-02 TOWNE CENTER ROAD, LLC
C/O Braun Kendrick Finkbeiner P.L.C.

Defendant name(s), address(es), and telephone no(s).

SAGINAW SH-BB, LLC
Resident Agent: Michelle Murlick
2501 Tittabawasee Road
Saginaw, MI 48604

v

Plaintiff attorney, bar no., address, and telephone no.

Braun Kendrick Finkbeiner P.L.C.
By: Kenneth W. Kable (P15635)
4301 Fashion Square Boulevard
Saginaw, MI 48603
(989) 498-2256 X565

SUMMONS

NOTICE TO THE DEFENDANT: In the name of the people of the State of Michigan you are notified:

1. You are being sued.
2. **YOU HAVE 21 DAYS** after receiving this summons to **file a written answer with the court** and serve a copy on the other party or **take other lawful action with the court** (28 days if you are served by mail or you were served outside this state). (MCR2.11)
3. If you do not answer or take other action within the time allowed, judgment may be entered against you for the relief demanded in the complaint.

Issued

AUG 06 2009

This summons expires

NOV 06 2009

Court clerk

[Signature]

*This summons is invalid unless served on or before its expiration date.

This document must be sealed by the seal of the court.

COMPLAINT

Instruction: The following is information that is required to be in the caption of every complaint and is to be completed by the plaintiff. Actual allegations and the claim for relief must be stated on additional complaint pages and attached to this form.

Family Division Cases

- ☐ There is no other pending or resolved action within the jurisdiction of the family division of circuit court involving the family or family members of the parties.
- ☐ An action within the jurisdiction of the family division of the circuit court involving the family or family members of the parties has been previously filed in _____ Court.

The action ☐ remains ☐ is no longer pending. The docket number and the judge assigned to the action are:

Docket no.

Judge

Bar no.

General Civil Cases

- ☒ There is no other pending or resolved civil action arising out of the same transaction or occurrence as alleged in the complaint.
- ☐ A civil action between these parties or other parties arising out of the transaction or occurrence alleged in the complaint has been previously filed in _____ Court.

The action ☐ remains ☐ is no longer pending. The docket number and the judge assigned to the action are:

Docket no.

Judge

Bar no.

VENUE

Plaintiff(s) residence (include city, township, or village)
Saginaw, MI

Defendant(s) residence (include city, township, or village)
Delaware, Maryland

Place where action arose or business conducted
Saginaw, MI

Date

8/5/09

[Signature]
Signature of attorney/plaintiff KENNETH W. KABLE

If you require special accommodations to use the court because of a disability or if you require foreign language interpreter to help you fully participate in court proceedings, please contact the court immediately to make arrangements.

LIST OF DOCUMENTS SERVED ON RESIDENT AGENT MICHELLE MURLICK

LBUBS 2007-02 TOWNE CENTER ROAD LLC, v SAGINAW SH-BB, LLC
CASE No. 006061-CK-4

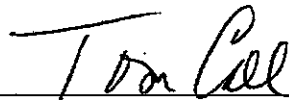
1. Summons
2. Order Setting Forth Duties And Obligations Of Court Appointed Receiver
3. Verified Complaint
4. Brief In Support Of Plaintiff's Motion For Appointment Of Receiver
5. Ex Parte Motion For Appointment Of Receiver And For Temporary Restraining Order

Acknowledged by:


Michelle Murlick

August 7, 2009

Served by:


Tom Call

August 7, 2009